IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE S.ANANDA REDDY**

**WRIT PETITION NO : 15627 of 2005**

Between:

Immaneni Satyanarayan S/o. Hanumantha Rao
R/o. Jaddangi village Rajavommangi Mandal
East Godavari District.

**..... PETITIONER**

AND

1 Govt. of A.P Rep. by its Secretary, Social Welfare (LTR-2) Dept.,
Secretariat Buildings Hyderabad.
2 The Addl. Agent to Govt. and The Project Officer, I.T.D.A Rep. by its Secretary,
Social Welfare (LTR-2) Dept., Rampachodavaram E.G.Dist.
3 The Special Deputy Collector Tribal Welfare, Rampachodavaram E.G.Dist.
4 The Mandal Revenue Officer, Rajavommangi Mandal, E.G.Dist.
5 Pusam Rambabu S/o. Naganna Dora R/o. Jaddangi Rajavommangi Mandal
East Godavari District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ, order or direction more particularly one in the nature of writ of mandamus declaring the order of the 3rd 1st respondent in Letter No.3307/LTR-2/2005-1 dated 19-4-2005 as highly illegal, arbitrary, unjust, improper and set a side the same and consequently direct the respondents not to evict the petitioner from the lands in Sy.No.372/2 to an extent of Ac.5.30cts, sy.No.304/2 to an extent of Ac.2.39 cts, sy.No.310/1 to an extent of Ac.5.97 cts in Sy.No.272/1 to an extent of Ac.2.07 cts situated in Jaddangi Village, Rajavammangi Mandal, E.G.District.

**Counsel for the Petitioner: MR.BADANA.BHASKARA RAO**

**Counsel for the Respondent Nos.1 to 4: GP FOR SOCIAL WELFARE**

**The Court made the following :**

**ORAL ORDER**:

This writ petition is filed by the petitioner aggrieved by the action of the 1st respondent in rejecting the stay petition pending disposal of the revision petition filed before the 1st respondent.

According to the petitioner, the 3rd respondent, after conducting an enquiry in LTRP No.266/02, passed orders, dated 4.4.2003 against the petitioner ordering ejection from the schedule land of an extent of Ac.05.30 cents in S.No.372/2, Ac.02.39 cents in S.No.304/2, Ac.05.97 cents in S.No.310/1, Ac.02.07 cents in S.No.272/1 situated in Jaddangi village, Rajavammangi Mandal, East Godavari District. Aggrieved by the said order, the petitioner filed an appeal in CMA No.20 of 2005 before the 2nd respondent, but he became unsuccessful in it. Therefore, he filed a revision before the 1st respondent. Pending disposal of the revision petition, the petitioner also sought for stay of dispossession, but however, the 1st respondent passed an order, dated 19.4.2005 rejecting the stay petition. Hence, this writ petition has been filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

As the petitioner claimed to be in possession of the land in question

in spite of the order of ejection passed by the 3rd respondent which was confirmed by the 2nd respondent and as the revision against the said order passed by the 2nd respondent is pending before the 1st respondent, it is not proper and just to dispossess the petitioner from the schedule land pending disposal of the revision petition.

Accordingly, there shall be a direction to the 1st respondent to dispose of the revision petition expeditiously, preferably within a period of three months from the date of receipt of a copy of this order. Pending disposal of the revision by the 1st respondent, the 4th and 5th respondents are directed not to dispossess the petitioner from the schedule land.

The writ petition is disposed of in terms of the above direction. No costs.

_____ (S. ANANDA REDDY, J)

19th July, 2005

bcj

To

1 The Secretary, Govt. of A.P, Social Welfare (LTR-2) Dept., Secretariat Buildings Hyderabad.

2 The Secretary, The Addl. Agent to Govt. and The Project Officer, I.T.D.A, Social Welfare (LTR-2) Dept., Rampachodavaram E.G.Dist.

3 The Special Deputy Collector Tribal Welfare, Rampachodavaram E.G.Dist.

4 The Mandal Revenue Officer, Rajavommangi Mandal, E.G.Dist.
5 Two C.Cs. to the Government Pleader for Social Welfare, High Court Buildings, Hyderabad (OUT)

6 Two C.D copies

Note: Furnish copy in two days

b/o

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